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7 IN THE COURT OF APPEALS OF THE STATE OF WASHINGTON
8 DIVISION II

9 IN RE PERSONAL RESTRAINT PETITION
10 OF:

No.: 46673-2-II

11 JOSE ISIDRO-SOTO,

**SUPPLEMENTAL RESPONSE TO
PERSONAL RESTRAINT PETITION**

12
13 **1. IDENTITY OF RESPONDING PARTY.**

14 The State of Washington responds by and through Katherine L. Svoboda, Grays Harbor
15 County Prosecuting Attorney.

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17 **2. SUPPLEMENTAL RESPONSE.**

18 This Court has requested the State to submit a supplemental response addressing the merits of
19 the petition in light of *Personal Restraint of Tsai*, 183 Wash.2d 91 (2015). Having reviewed this
20 opinion carefully, the State concedes that the Petitioner in this matter is situated similarly with
21 Petitioner Jagana. The Petitioner has not had this issue decided prior, and, consistent with the *Tsai*
22 court, he is therefore entitled to an evidentiary hearing in this matter.
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25 **3. CONCLUSION.**

26 The Petitioner is entitled to remand for an evidentiary hearing on this matter.
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1 DATED this 6th day of October, 2015.

2 Respectfully Submitted,

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4 By: 
KATHERINE L. SVOBODA
Prosecuting Attorney
WSBA #34097

GRAYS HARBOR COUNTY PROSECUTOR

October 06, 2015 - 11:15 AM

Transmittal Letter

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Case Name:

Court of Appeals Case Number: 46673-2

Is this a Personal Restraint Petition? ☒ Yes ☐ No

The document being Filed is:

Designation of Clerk's Papers

Supplemental Designation of Clerk's Papers

Statement of Arrangements

Motion: ____

Answer/Reply to Motion: ____

Brief: ____

Statement of Additional Authorities

Cost Bill

Objection to Cost Bill

Affidavit

Letter

Copy of Verbatim Report of Proceedings - No. of Volumes: ____

Hearing Date(s): ____

Personal Restraint Petition (PRP)

Response to Personal Restraint Petition

Reply to Response to Personal Restraint Petition

Petition for Review (PRV)

☒ Other: SUPPLEMENTAL RESPONSE TO PRP

Comments:

No Comments were entered.

Sender Name: Katherine L Svoboda - Email: ksvoboda@co.grays-harbor.wa.us

A copy of this document has been emailed to the following addresses:

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